

APR 20 2005



April 20, 2005

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## INTELLECTUAL PROPERTY LAW AND R&amp;D COUNSEL

TELEFAX TRANSMISSION COVER SHEET -	
TO: Examiner Zohreh A. Fay, U.S. Patent and Trademark Office	
FAX: 703 - 872 - 9306	
FROM: Teresa J. Schultz	RE: USSN 10/775,704
<b>MESSAGE:</b> See attached.	
THIS FAX CONSISTS OF <u>3</u> PAGES INCLUDING THIS COVER SHEET.	
NOTE: If you do not receive all pages, please call Barbara McKenzie at (817) 551-4447 as soon as possible.	
THANK YOU!	
Confirmation copy will not be sent.	
<b>Confidentiality Notice:</b> This facsimile transmission and the documents accompanying it may contain work product and/or privileged and confidential information intended only for the use of the individual or entity named above. If you have received this facsimile in error, please immediately notify us by telephone. Thank you.	

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CENTRAL FAX CENTERIN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

APR 20 2005

In re Application of:  
 Mark R. Hellberg  
 Iok-Hou Pang  
 John M. Yanni

Serial No.: 10/775,704 (Conf. #3340)

Filed: 10 February 2004

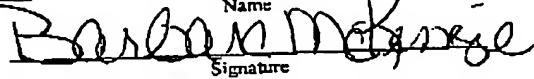
For: USE OF COMPOUNDS FOR TREATING  
 CONDITIONS RESULTING FROM  
 INJURY TO THE CORNEAL NERVE  
 AFTER LASIK AND OTHER OCULAR  
 SURGERIES OR TRAUMA

Group Art Unit: 1614

Examiner: Fay, Zohreh A.

Atty. Dkt. No.: 2187 US F

I hereby certify that this correspondence is being transmitted  
 to Fax No. 703-872-9306 on this date:

20 April 2005  
DateBarbara McKenzie  
Name  
SignatureCOMMUNICATION

Commissioner of Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Examiner Fay:

This letter confirms our telephone conversation earlier today regarding the referenced case. On October 21, 2004 you mailed an Office Action to Alcon referencing the serial number and attorney docket number of the case. The Office Action appears to relate to a case unrelated to Alcon's case referenced on the cover page of the Action and on the Office Action Summary. Although the Office Action Summary correctly states that claims 1-10 were pending, the body of the Action discusses 110 claims directed to subject matter unrelated to the subject matter of Alcon's pending case identified above.

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Applicants respectfully request issuance of a correct Office Action and resetting of the time for response. Please call me at the number listed if you have any questions.

Best regards,



Teresa J. Schultz  
Assistant General Counsel

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Attorney for Applicants  
Reg. No. 40,526

Date: 26 April 2005